



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
www.ladpw.org

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE

REFER TO FILE: **C-1**

June 7, 2005

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACTS
SUPERVISORIAL DISTRICTS 1, 3, 4, AND 5
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

Award and authorize the Acting Director of Public Works or his designee to prepare the construction contracts in the form previously approved by County Counsel, execute the contracts, and establish the effective dates following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractors for the following:

Project ID No. FCC0000875 - Santa Anita Wash Repair Access Roads, Cities of Arcadia and Monrovia (5), to R.C.C., in amount of \$540,000.00.

Project ID No. FCC0000944 - Project No. 453 - Los Altos, Los Altos Pumping Plant Engine Replacement, City of Long Beach (4), to S. S. Mechanical Corporation, in amount of \$713,500.00.

Project ID No. FCC0000952 - Project No. 86, Boone Avenue - Olive Avenue Drain Pump Station, City of Los Angeles (3), to S. S. Mechanical Corporation, in amount of \$619,550.00.

Project ID No. RDC0011640 - Garfield Avenue, vicinities of La Puente and Diamond Bar (1 and 4), to Dynalectric, in amount of \$492,137.96.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

We are recommending that your Board award these construction contracts and authorize the Acting Director of Public Works or his designee to execute the contracts and establish the effective contract dates following receipt of approved bonds and insurance filed by contractors for each of these projects.

The enclosure for each project includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposals for each project are also enclosed, including addenda to the contract specifications for Project ID Nos. FCC0000875, FCC0000944, and FCC0000952.

The recommended construction contracts are necessary to execute Board-directed and approved Public Works projects in support of operational missions. Your Board's approval of the recommended contract awards and our subsequent execution of the contracts will ensure the timely completion of the projects.

Implementation of Strategic Plan Goals

The award of these construction contracts is consistent with the County Strategic Plan Goal of Service Excellence since these contracts will provide improved infrastructure to better serve the public.

FISCAL IMPACT/FINANCING

The enclosure for each project includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

These projects are included in the 2004-05 Department of Public Works Budget. The enclosure for each project includes more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Recommended contract awards are to the lowest responsible bidders in accordance with the California Public Contract Code and your Board's directives.

On October 27, 1981, your Board adopted a program for the use of small Minority and Women-owned Businesses (MWBs) on Federal- and State-funded highway construction contracts. Companies meeting these requirements are certified by the State as Disadvantaged Business Enterprises (DBEs). An overall goal for subcontracting portions of the work to DBEs is established for each project. Contracts are recommended for award to the lowest responsible bidder who meets the goal or documents a good faith effort to do so in conformance with the program.

We have also developed an outreach program to encourage all qualified contractors to participate in the bidding and contracting process on our projects. Under this program, we place notices of upcoming bids in local and minority newspapers throughout the County. These notices indicate that copies of plans and specifications are available at specified libraries and the Public Works Headquarters building. This allows interested contractors to view the plans and specifications at convenient locations. We also provide telephone numbers (including one for Spanish-speaking contractors) to obtain further information on bidding and subcontracting opportunities.

To further increase contractor awareness of contracting opportunities with Public Works, each of these projects was listed on the County website for upcoming bids.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

The contracts will be in the form previously approved by County Counsel. We will also review and approve the faithful performance and payment bonds filed by the contractors.

ENVIRONMENTAL DOCUMENTATION

On March 29, 2005, your Board approved the Negative Declaration for Project ID No. FCC0000875. On April 12, 2005, your Board approved the addendum to the Negative Declaration.

The remaining projects were found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of these findings are included in the enclosure for each project.

CONTRACTING PROCESS

The contracts were solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

Public Works has confirmed that all of the respective contractors are in compliance with the County's Child Support Compliance Program and the requirements of the Contractor Employee Jury Service Program. In addition, the contracts will include language requiring compliance with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

To ensure that the contracts are awarded to responsible contractors with satisfactory performance histories, bidders are required to report False Claims Act violations, labor law/payroll violations, debarments, their civil litigation history, and information regarding prior criminal convictions. The information reported by all of the respective contractors was considered before making this recommendation to approve execution of the contracts.

The Honorable Board of Supervisors
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IMPACT ON CURRENT SERVICES (OR PROJECTS)

These construction contracts will result in improved public works infrastructure in the communities where the work is scheduled. Where appropriate, local residents and businesses will be informed that traffic and local access may be mildly disrupted during the construction. The proposed schedules for construction are included in the enclosure for each project.

CONCLUSION

Please return one adopted copy of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE
Acting Director of Public Works

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Enc. 4

cc: Chief Administrative Office
County Counsel
Office of Affirmative Action Compliance

AWARD OF CONTRACT
June 7, 2005

PROJECT ID NO. FCC0000875, SANTA ANITA WASH REPAIR ACCESS ROADS
(Cities of Arcadia and Monrovia), Supervisorial District 5

TYPE OF WORK: Reconstruction of the access roads along a flood control channel;
construction of an irrigation system, catch basins, and connector
pipes; removal and planting of trees; and other appurtenant work.

CALL FOR BIDS DATE: April 12, 2005 (Synopsis 41)

BID OPENING DATE: May 10, 2005

BID SUMMARY:

Low +Remedial Civil Constructors, Inc., a corporation dba R.C.C. 3823 Ocean View Boulevard Montrose, California 91020 (818) 952-6752	\$540,000.00
2 *+Olivas Valdez, Inc.	\$638,102.00
3 Sully-Miller Contracting Company	\$675,000.00
4 Excel Paving Company	\$774,690.50

+LSBE
*MWBE

FINANCIAL INFORMATION:

Amount of estimate	\$427,795.70
Amount of recommended contract	\$540,000.00
Amount of recommended contract above estimate	\$112,204.30

The amount of the recommended contract is 26 percent above the estimate, which was based on recent average contract prices for similar items of work. Our review of the estimate reveals that it did not account for increased pricing of several contract items. We do not believe that readvertising the project will result in lower bids. Therefore, we recommend award of the contract to the low bidder.

Sufficient funds for this project are available to the Flood Control District for the Fiscal Year 2004-05.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

R.C.C., has no MWBE subcontractors/suppliers under this contract. This contract does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

On March 29, 2005, your Board approved the Negative Declaration for the repair of the existing roads along Santa Anita Flood Control Channel, which included the removal and planting of 21 trees. On April 12, 2005, your Board approved the Addendum to the Negative Declaration for the removal of two additional trees, the protection of one tree in place that was previously identified to be removed, and the planting of two additional trees.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 45 working days. It is estimated that the work will start in August and be completed in October 2005.

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AWARD OF CONTRACT
June 7, 2005

PROJECT ID NO. FCC0000944, PROJECT NO. 453 - LOS ALTOS, LOS ALTOS
PUMPING PLANT ENGINE REPLACEMENT (City of Long Beach),
Supervisory District 4

TYPE OF WORK: Replacement of diesel fueled engines with natural gas fueled engines, the removal of an underground diesel fuel tank, and other appurtenant work.

CALL FOR BIDS DATE: April 19, 2005 (Synopsis 49)

BID OPENING DATE: May 24, 2005

BID SUMMARY:

Low	S. S. Mechanical Corporation 17631 Metzler Lane Huntington Beach, California 92647 (714) 847-1317	\$713,500.00
2	*Mehta Construction Company	\$770,000.00

*MWBE

Fleming Environmental, Inc., was the apparent low bidder with a bid of \$562,391.00; however, Fleming Environmental, Inc., requested that its bid be withdrawn due to a clerical error in the bid computation resulting in a significant underbid. Our review confirmed that a bonafide clerical error had been made and that Fleming Environmental, Inc., should be relieved of its bid proposal. Therefore, under Section 5103 of the Public Contract Code, we recommend award of the contract to the next lowest, responsible bidder.

FINANCIAL INFORMATION:

Amount of estimate	\$650,000.00
Amount of recommended contract	\$713,500.00
Amount of recommended contract above estimate	\$ 63,500.00

The amount of the recommended contract is 9.8 percent above the estimate.

Sufficient funds for this project are available to the Flood Control District for the Fiscal Year 2004-05.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

S. S. Mechanical Corporation has one MWBE subcontractor/supplier under this contract, yielding a proposed MWBE participation of 2 percent. This contract does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection(e), (i), and (l), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 50 working days; however, due to the length of time required to receive materials and equipment, and the vital role of this facility to flood control operations, construction will not begin until April 2006. It is estimated that the work will be completed in June 2006.

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AWARD OF CONTRACT
June 7, 2005

PROJECT ID NO. FCC0000952, PROJECT NO. 86, BOONE AVENUE - OLIVE AVENUE
DRAIN PUMP STATION (City of Los Angeles), Supervisorial District 3

TYPE OF WORK: Replacement of a pump and engine and other appurtenant work.

CALL FOR BIDS DATE: April 12, 2005 (Synopsis 43)

BID OPENING DATE: May 10, 2005

BID SUMMARY:

S. S. Mechanical Corporation	\$619,550.00
17631 Metzler Lane	
Huntington Beach, California 92647	
(714) 847-1317	

Ram Singh Mehta dba Mehta Construction Company submitted a bid in the amount of \$1,007,000; however, their bid bond was not valid. Therefore, their bid was found to be nonresponsive and rejected as provided in the "Instructions to Bidders."

FINANCIAL INFORMATION:

Amount of estimate	\$699,400.00
Amount of recommended contract	\$619,550.00
Amount of recommended contract below estimate	\$ 79,850.00

The amount of the recommended contract is 11 percent below the estimate.

Sufficient funds for this project are available to the Flood Control District for the Fiscal Year 2004-05.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

S. S. Mechanical Corporation has no MWBE subcontractors/suppliers under this contract. This contract does not have a Federal or State DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsections (e) and (l), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The project is to be completed in 60 working days; however, due to the length of time required to receive materials and equipment, and the vital role of this facility to flood control operations, construction will not begin until April 2006. It is estimated that the work will be completed in July 2006. Local residents and businesses will not be affected during the construction.

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AWARD OF CONTRACT
June 7, 2005

PROJECT ID NO. RDC0011640, GARFIELD AVENUE (in the vicinities of La Puente and Diamond Bar), Supervisorial Districts 1 and 4

TYPE OF WORK: Modification and synchronization of traffic signals; reconstruction of curb and gutter, sidewalk, and curb ramps; installation of striping and pavement markings.

CALL FOR BIDS DATE: April 7, 2005 (Synopsis 52)

BID OPENING DATE: May 17, 2005

BID SUMMARY:

Low	KDC, Inc., a corporation dba Dynalectric 4462 Corporate Center Drive Los Alamitos, California 90720 (714) 828-7000	\$492,137.96
2	*Steiny and Company, Inc.	\$533,924.90
3	MSL Electric	\$584,570.00

*MWBE

FINANCIAL INFORMATION:

Amount of estimate	\$532,616.50
Amount of recommended contract	\$492,137.96
Amount of recommended contract below estimate	\$ 40,478.54

The amount of the recommended contract is 7.6 percent below the estimate.

The Los Angeles County Metropolitan Transportation Authority has approved a grant of Proposition C Discretionary Funds to finance the majority of the project cost; therefore, the project will be constructed at no cost to the cities involved. The project is included in the 2004-05 Proposition C Local Return Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Dynalectric has one MWBE subcontractor/supplier under this contract, yielding a proposed MWBE participation of 1.8 percent. This contract does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsections (x)(4), (x)(5), (x14), and (x)(15), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 80 working days. It is estimated that the work will start in July and be completed in October 2005.

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